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ETH-5062

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re patent application of DAVID W. OVERAKER

Serial No.: 10/609,336

Confirmation No. 9275

Filed: June 28, 2003

For: SURGICAL ANCHOR INSERTER

Group Art Unit 3731

I hereby certify that this correspondence and/or fee is being deposited with the United States Postal Service as First Class Mail in an envelope addressed to Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on September 30, 2005

(Date of Deposit)

William Manuscot respetember 30, 200 (Signature) (Date)

Mail Stop Amendment Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Sir:

In accordance with the provisions of 37 C.F.R. §§ 1.97 and 1.98, applicant and his attorney respectfully request that U.S. Patent No. 5,948,001 be made of record in the official United States Patent and Trademark Office file relating to the above-identified patent application. The citation of U.S. Patent No. 5,948,001 should not be construed as an admission that it constitutes statutory prior art with respect to the present invention.

Applicant's attorney notes that U.S. Patent No. 5,948,001 was cited during the prosecution of co-pending co-owned U.S. patent application having U.S. Serial No. 10/112,618, entitled "Threaded Cable Anchor". In this regard, it is noted that this co-pending application was previously cited to the United States Patent and Trademark Office in connection with the present application by way of an Information Disclosure Statement filed August 9, 2004.

Applicant's attorney notes that U.S. Patent No. 5,948,001 is in the English language. In such circumstances, comments regarding its relevance to the present application are not deemed necessary.

In order to facilitate the Examiner's citation of U.S. Patent No. 5,948,001, applicant's attorney has completed United States Patent and Trademark Office Form PTO/SB/08a (formerly PTO-1449). The completed form is attached hereto for the Examiner's convenience.

No fees are believed to be due in connection with the submission of this Supplemental Information Disclosure Statement. If any such fees are due, the Examiner is hereby authorized to charge them to Deposit Account No. 503571.

Respectfully Submitted,

McCARTER & ENGLISH, LLP

By:

Sanjiv M. Chokshi Reg. No. 44,080

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Encl.

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Sheet 1

PTO/SB/08A (08-03) Approved for use through 07/31/2006. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(Use as many sheets as necessary)

Complete if Known			
Application Number	10/609,336		
Filing Date	June 28, 2003		
First Named Inventor	David W. Overaker		
Art Unit	3731		
Examiner Name	To Be Assigned		
Attorney Docket Number	ETH-5062		

·			U. S. PATENT	DOCUMENTS	
Examiner Initials*	Cite No.1	Document Number Number-Kind Code ^{2 (f known)}	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevan Figures Appear
	1	^{US-} 5,948,001	09-07-1999	Larsen	
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FOREIGN PATENT DOCUMENTS						
Examiner Initials*	Cite No.1	Foreign Patent Document	Publication Date	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages	١.
		Country Code ³ "Number ⁴ "Kind Code ⁵ (<i>if known</i>)	MM-DD-YYYY	.,	Or Relevant Figures Appear	T ⁶

Examiner	Date		<u> </u>
Signature	Cons	sidered	

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. ¹Applicant's unique citation designation number (optional). ²See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. ⁶Applicant is to place a check mark here if English language

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 (1-800-786-9199) and select option 2.